

# BALL JANIK LLP

A T T O R N E Y S

1455 F STREET, NW, SUITE 225  
WASHINGTON, D.C. 20005

TELEPHONE 202-638-3307  
FACSIMILE 202-783-6947

LOUIS E. GITOMER  
OF COUNSEL  
(202) 466-6532

lgitomer@bjllp.com

September 29, 2000

Honorable Vernon A. Williams  
Secretary  
Surface Transportation Board  
Washington, DC 20423

RECORDATION NO. **23133** FILED  
SEP 29 '00 11:18 AM  
TS  
SURFACE TRANSPORTATION BOARD

Dear Secretary Williams:

I have enclosed two originals of the document described below, to be recorded pursuant to 49 U.S.C. § 11301.

The document is a Memorandum of Lease Agreement, a primary document, dated as of September 27, 2000. We request that this document be given the next available Recordation Number.

The names and addresses of the parties to the Memorandum of Lease Agreement are:

Lessor:

LaSalle National Leasing Corporation  
One West Pennsylvania Avenue, Suite 1000  
Towson, MD 21204

Lessee:

MarkWest Hydrocarbons, Inc.  
155 Inverness Drive West, Suite 200  
Englewood, Colorado 80112

A description of the equipment covered by the Memorandum of Lease Agreement consists of 55 Trinity 60-337 cars numbered MWHX 1070-1129 (excluding 1079, 1082, 1103, 1104, and 1113).

PORTLAND, OREGON

WASHINGTON, D.C.

SALEM, OREGON

BALL JANIK LLP

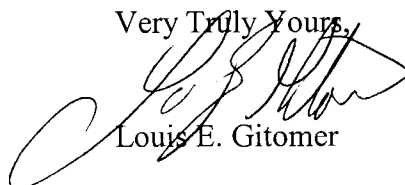
Honorable Vernon A. Williams  
September 29, 2000  
Page 2

A fee of \$ 26.00 is enclosed. Please return one original to:

Louis E. Gitomer  
Of Counsel  
Ball Janik LLP  
Suite 225  
1455 F Street, N.W.  
Washington, DC 20005

A short summary of the document to appear in the index follows: a Memorandum of Lease Agreement between LaSalle National Leasing Corporation, One West Pennsylvania Avenue, Suite 1000, Towson, MD 21204, and MarkWest Hydrocarbons, Inc., 155 Inverness Drive West, Suite 200, Englewood, CO 80112, covering 55 Trinity 60-337 cars numbered MWHX 1070-1129 (excluding 1079, 1082, 1103, 1104, and 1113).

Very Truly Yours,

A handwritten signature in black ink, appearing to read "L. E. Gitomer", written over the typed name.

Louis E. Gitomer

Enclosures

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RECORDATION NO. 23133 FILED

SEP 29 '00

11-18 AM

SURFACE TRANSPORTATION BOARD

**MEMORANDUM OF LEASE AGREEMENT**

dated as of September 27, 2000

between

**MARKWEST HYDROCARBON, INC.,**  
as Lessee,

and

---

**LASALLE NATIONAL LEASING CORPORATION,**  
as Lessor

**FILED WITH THE SURFACE TRANSPORTATION BOARD  
PURSUANT TO 49 U.S.C. § 11301**

on \_\_\_\_\_, \_\_\_\_\_ at \_\_\_\_:\_\_\_\_.m.

**MEMORANDUM OF LEASE AGREEMENT** SEP 29 '00 11-18 AM

SURFACE TRANSPORTATION BOARD

THIS MEMORANDUM OF LEASE AGREEMENT is made and entered into as of September 27, 2000, by and between LASALLE NATIONAL LEASING CORPORATION ("Lessor") and MARKWEST HYDROCARBON, INC. ("Lessee"), with reference to the following:

1. Lessor has agreed to purchase and lease to Lessee, and Lessee has agreed to lease from Lessor, those certain railcars described on Exhibit No. 1 attached hereto.

All of such railcars are more fully described in that certain Master Railcar Lease Agreement dated September 27, 2000, and Equipment Schedule No. 1 thereto and incorporating the terms thereof, dated as of September 27, 2000 (together with all of the riders, schedules and other attachments thereto, collectively, the "Lease"), each between Lessor and Lessee.

2. The Lease shall be effective as of the date hereof and shall be subject to the term specified in the Lease, and any extension of such term to the extent provided for in the Lease.

This Memorandum of Lease Agreement may be executed in any number of counterparts, each executed counterpart constituting an original but all together only one Memorandum of Lease Agreement.

**[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]**

IN WITNESS WHEREOF, the parties hereto have executed or caused this Memorandum of Lease Agreement to be executed as of the date first above written.

LASALLE NATIONAL LEASING CORPORATION

By: Thomas M. Jaschik  
Name: THOMAS M. JASCHIK  
Title: GROUP SENIOR VICE PRESIDENT

MARKWEST HYDROCARBON, INC.

By: G. Tywniak  
Name: G. TYWNIAK  
Title: VP Finance

STATE OF MARYLAND )  
 ) ss.  
COUNTY OF BALTIMORE )

On this 28<sup>th</sup> day of September, 2000, before me appeared Thomas M. Jaschik, the person who signed this instrument, who acknowledged that ☒ he is the Group Sr. V.P. of LASALLE NATIONAL LEASING CORPORATION and that, being duly authorized, (s)he signed such instrument as a free act on behalf of said corporation.

[Seal] DANA L. WELKER  
NOTARY PUBLIC  
BALTIMORE COUNTY

Dana L. Welker  
Notary Public

My commission expires:

November 12, 2003

STATE OF Kentucky )  
COUNTY OF Greenup ) ss.

On this 27<sup>th</sup> day of September, 2000, before me appeared G. Tywonik, the person who signed this instrument, who acknowledged that (s)he is the V.P. Finance of MARKWEST HYDROCARBON, INC., and that, being duly authorized, (s)he signed such instrument as a free act on behalf of said corporation.

[Seal]

Nancy M. Hunley  
Notary Public

My commission expires:

4/2, 2002

**EXHIBIT NO. 1  
TO MEMORANDUM OF LEASE AGREEMENT**

**DESCRIPTION OF RAILCARS AND REPORTING MARKS**

Fifty Five (55) Trinity 60-337 Railcars

MWHX1070	MWHX1100
MWHX1071	MWHX1101
MWHX1072	MWHX1102
MWHX1073	MWHX1105
MWHX1074	MWHX1106
MWHX1075	MWHX1107
MWHX1076	MWHX1108
MWHX1077	MWHX1109
MWHX1078	MWHX1110
MWHX1080	MWHX1111
MWHX1081	MWHX1112
MWHX1083	MWHX1114
MWHX1084	MWHX1115
MWHX1085	MWHX1116
MWHX1086	MWHX1117
MWHX1087	MWHX1118
MWHX1088	MWHX1119
MWHX1089	MWHX1120
MWHX1090	MWHX1121
MWHX1091	MWHX1122
MWHX1092	MWHX1123
MWHX1093	MWHX1124
MWHX1094	MWHX1125
MWHX1095	MWHX1126
MWHX1096	MWHX1127
MWHX1097	MWHX1128
MWHX1098	MWHX1129
MWHX1099	